

Saturday, May 21, 1921

10 O'CLOCK A. M.

The Senate met in pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Anderson, Bradshaw, Calkins, Campbell, Cooper, Eaton, Epperson, Hulley, Igou, Johnson, Knight, Lindsey, Lowry, Malone, Mapoles, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Taylor, Turnbull, Wilson—27.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of May 20, was dispensed with.

REPORTS OF COMMITTEES.

Mr. Roland, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred—
Senate Bill No. 457:

A bill to be entitled An Act granting pension to Arrie L. Green.

Have had the same under consideration, and respectfully return same without recommendation.

Very respectfully,

D. G. ROLAND,
Chairman of Committee.

And Senate Bill No. 457, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Taylor, Chairman of the Committee on Temperance, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 20, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Temperance, to whom was referred—

Senate Bill No. 453:

A bill to be entitled An Act relating to the possession and use of intoxicating liquors by persons in their private dwellings and to the burden of proof that such possession is lawful in actions concerning the same.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

JOHN S. TAYLOR,
Chairman of Committee.

And Senate Bill No. 453, contained in the above report, was placed on the table under the rules.

Mr. Malone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 297:

A bill to be entitled An Act fixing the salary of the Clerk of the Supreme Court of the State of Florida, and making disposition of all fees and perquisites of said office.

Have had the same under consideration, and offer a substitute, in lieu thereof as follows:

Senate Bill No. 297:

A bill to be entitled An Act to amend Section 2971 of the Revised General Statutes of the State of Florida, relating to the compensation and fees of the Clerk of the Supreme Court.

Also—

Senate Bill No. 339:

A bill to be entitled An Act to regulate the collection of toll on canals and inland water routes in the State of Florida, and prescribing penalties for the improper collection thereof, and providing for the maintenance and operation of such canals and waterways and certain penalties for non-compliance with the provisions of this Act.

Have had the same under consideration, and offer a substitute in lieu thereof as follows:

Senate Bill No. 339:

A bill to be entitled An Act to regulate the collection of tolls on canals and inland water routes in the State of Florida, and prescribing penalties for the improper collection thereof, and providing for the maintenance and operation of such canals and waterways and certain penalties for non-compliance with the provisions of this Act.

And recommend that the substitutes do pass.

Very respectfully,

WM. H. MALONE,
Chairman of Committee.

And Senate Bills Nos. 297, with Committee Substitute, and Senate Bill No. 339, with Committee Substitute, contained in the above report, were placed on the Calendar of Bills on second reading.

Mr. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

House Bill No. 222:

A bill to be entitled An Act to amend Section 3043 of the Revised General Statutes of Florida relating to the time of holding the regular terms of the Circuit Court of the Second Judicial Circuit of Florida.

Have had the same under consideration and find the same properly engrossed, with amendments.

In Section 1, line 9, strike out the words "fourth Monday after the fourth Monday in March," and insert in lieu thereof the following: "sixth Monday after the fourth Monday in March."

In Section 1, line 10, strike out the words "fifth Monday after the fourth Monday in March," and insert in lieu thereof the following: "fourth Monday after the fourth Monday in March."

In Section 1, line 11, strike out the words "Leon County, seventh Monday after the fourth Monday in March," and insert in lieu thereof the following: "Leon County, eighth Monday after the fourth Monday in March."

Have had the same under consideration and find the same correctly engrossed.

Very respectfully,

E. P. WILSON,

Chairman of Committee.

And House Bill No. 222, contained in the above report, together with the Senate amendments thereto, was placed on the Calendar of Bills on third reading.

INTRODUCTION OF BILLS.

By Mr. Cooper—
Senate Bill No. 468:

A bill to be entitled An Act to permit and authorize the Board of Supervisors of the Limestone Drainage District to borrow money, and to pay interest thereon and to pledge the property and the assets of said district for security thereof.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Mr. Stokes—
Senate Bill No. 469:

A bill to be entitled An Act prescribing the disposition of the State School Fund of the State of Florida; defining the duties of the State Board of Education relative thereto, and making provisions for the carrying out of the terms of this Act.

Which was read the first time by its title and referred to the Committee on Education.

CONSIDERATION OF OTHER RESOLUTIONS.

Senate Concurrent Resolution No. 5 was taken up in its order and the consideration of the same was temporarily passed over.

House Concurrent Resolution No. 17:
Relating to harbor at Tampa.

Was taken up and read the second time in full.

The question was put upon the adoption of the Resolution.

The Resolution was adopted.

And the same was ordered to be certified to the House of Representatives.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was read and was ordered spread on the Journal:

State of Florida,
Executive Department.
Tallahassee, May 19, 1921.

Hon. W. A. MacWilliams,
President of the Senate.
Capitol.

Sir:

I have the honor to inform you that I have approved the following Acts, which originated in your Honorably Body, and have caused the same to be filed in the office of Secretary of State:

(Senate Bill No. 107):

An Act authorizing the issuance of teachers' certificates in substitution for certificates issued in other States.

Also—

(Senate Bill No. 138):

An Act to amend Section 2723 of the Revised General Statutes of Florida, relating to former bills of exceptions as evidence; use of evidence given on former trial; and to prohibit the use in a criminal case of testimony given upon a former trial.

Also—

(Senate Bill No. 247):

An Act to legalize, ratify, confirm and validate all contracts heretofore entered into by the Board of Commissioners of Everglades Drainage District of the State of Florida, for the construction of canals, drains, dikes, dams, locks, reservoirs and other works in said district, and legalizing, ratifying, confirming and validating all bonds issued by said Everglades Drainage District and all proceedings taken in connection with the issuance and sale thereof.

Also—

(Senate Bill No. 248):

An Act to authorize the Board of Commissioners of Everglades Drainage District of the State of Florida, to deliver bonds which have heretofore been authorized to be issued and which have been sold or contracted to be sold to the purchasers in instalments, and legalizing, ratifying, confirming and validating said bonds and all proceedings taken in connection with the issuance and sale thereof.

Also—

(Senate Bill No. 249):

An Act to authorize any and all drainage and sub-drainage districts created under the laws of this State to acquire by gift, purchase, exchange, donation or condemnation, lands for canal rights-of-way and for other general purposes of the said districts.

Also—

(Senate Bill No. 300):

An Act providing for the creation of Union County, in the State of Florida, and for the organization and government thereof.

Very respectfully,

CARY A. HARDEE,
Governor.

Also—

The following message was read and was ordered to be spread on the Journal:

State of Florida,
Executive Department,
Tallahassee, May 20, 1921.

*Hon. W. A. MacWilliams,
President of the Senate,
Capitol.*

Sir:

I have the honor to inform you that the following Acts, which originated in your Honorable Body, have been filed with the Secretary of State; same having been in my possession the Constitutional period of time provided in such cases, and have become laws without my approval:

(Senate Bill No. 260):

An Act to amend Section 1 of Chapter 8182 of the Laws of Florida, being An Act to authorize the Board of County Commissioners of Putnam County, Florida, to change the road material as voted to be used in the construction of roads in Special Road and Bridge District No. 4, in said Putnam County, approved June 3, 1919, and to provide for change of width of paving or

hard-surfacing, and for no curbing or change of type of curbing, and for approval by the State Road Department before any changes are made.

Also—

(Senate Bill No. 265):

An Act to fix the compensation of the Judge of the Court of Record of Escambia County, to be paid by the County of Escambia.

Also—

(Senate Bill No. 269):

An Act providing for a jury list for each of the Counties of DeSoto, Charlotte, Hardee, Glades, Highlands, and Dixie, to be qualified jurors for each of said counties for the balance of the year 1921.

Also—

(Senate Bill No. 271):

An Act to amend Section 7 of Chapter 4498 of the Laws of Florida, entitled "An Act to provide for the municipal officers of the City of Jacksonville, a municipal corporation existing in Duval County, Florida; to prescribe their terms of office, provide for their election and appointment and regulate their compensation, and to repeal Chapter 4301 of the Laws of Florida," approved May 27, 1895.

Also—

(Senate Bill No. 272):

An Act transferring to the Road and Bridge Fund of Duval County, Florida, certain taxes that were illegally collected to provide for payment of interest and sinking fund on unsold St. Johns River Bridge bonds.

Also—

(Senate Bill No. 274):

An Act to amend Section 60 of the charter of the City of Clearwater, County of Pinellas, State of Florida, the same being Chapter 7137, Laws of Florida, approved May 27, 1915, and the amendments thereto, adopted at an election held on the 6th day of July, 1916, in the said City of Clearwater.

Also—

(Senate Bill No. 311):

An Act to validate, approve and confirm all the proceedings taken for the creation, establishment, organization and extension of the Iona Drainage District, in Lee County, Florida; to validate and confirm the issue of

\$600,000.00 worth of bonds of said district, and the assessment of a tax for the redemption of the said bonds and the payment of the interest thereof, the assessment of benefits and damages; and providing for additional levies and assessments of benefits, and to provide a method for the settlement of claims for services rendered to said district.

Also—

(Senate Bill No. 315):

An Act authorizing and directing the Honorable Ellis C. May, County Judge of Citrus County, to pay to B. O. Bowden, Sheriff of Citrus County, the sum of \$273.75 now in the hands of the said Ellis C. May, as fees due on account of hunting license and other services rendered by B. O. Bowden, discharging the duties of Game Warden, and to validate and confirm the acts of said Ellis C. May, County Judge aforesaid, in paying fees to the said B. O. Bowden for similar services rendered.

Also—

(Senate Bill No. 317):

An Act to exclude certain lots and parcels of land incorporated into the City of Valparaiso, Okaloosa County, Florida.

Also—

(Senate Bill No. 318):

An Act authorizing Duval County, Florida, to issue additional bonds to pay for the completion of the bridge across the St. Johns River in said county.

Also—

(Senate Bill No. 245):

An Act ratifying, validating, confirming and legalizing the assessment of taxes for the years A. D. 1917, 1918, 1919 and 1920, of the Town of Safety Harbor, County of Pinellas, State of Florida.

Also—

Senate Concurrent Resolution No. 6.

Very respectfully,

CARY A. HARDEE,

Governor.

ORDERS OF THE DAY.

Senate Bill No. 118 was taken up in its order and the consideration of the same was temporarily passed over.

House Joint Resolution No. 25 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Joint Resolution No. 403 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Joint Resolution No. 404 was taken up in its order and the consideration of the same was temporarily passed over.

BILLS ON THIRD READING.

Senate Bill No. 22 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 176 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 173 was taken up in its order and the consideration of the same was temporarily passed over.

Committee Substitute for Senate Bill No. 252:

A bill to be entitled An Act to fix the compensation of State Attorneys.

Was taken up and read the third time in full.

Mr. Malone moved to waive the rules and place Committee Substitute for Senate Bill No. 252 back upon the second reading, for the purpose of amending the same.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 252 was put back on the second reading.

And, by consent, Committee Substitute for Senate Bill No. 252 was taken up on its second reading for amendment.

Mr. Malone offered the following amendment to Committee Substitute for Senate Bill No. 252:

In Section 1, line 3, strike out all after the word "salary," and insert in lieu thereof the following: "of twenty-four hundred (\$2,400.00) dollars and in Judicial Circuits having five counties or more shall receive three thousand (\$3,000.00) dollars per annum and in Judicial Circuits having a county therein of more than seventy thousand people according to the preceding State or Fed-

eral census, the State Attorney shall receive a salary of thirty-six hundred (\$3,600.00) dollars per annum."

Mr. Malone moved the adoption of the amendment.

Which was agreed to.

And Committee Substitute for Senate Bill No. 252, as amended on the third reading, was referred to the Committee on Engrossed Bills.

Mr. Malone moved to waive the rules and that Committee Substitute for Senate Bill No. 252 be recalled from the Committee on Engrossed Bills and remain on Calendar of Bills on Second Reading for further amendment.

Which was agreed to by a two-thirds vote.

House Bill No. 533:

A bill to be entitled An Act to provide for the equalization of taxes between counties, creating the position of State Equalizer of Taxes, prescribing his powers and duties, providing for his compensation, creating a State Board of Equalizers, and prescribing its powers and duties.

Pending at adjournment yesterday morning.

Was taken up and read the third time in full.

Upon the passage of House Bill No. 533, the vote was:

Yeas—Mr. President, Messrs. Anderson, Butler, Calkins, Campbell, Cooper, Eaton, Hulley, Knight, Lindsey, Lowry, Malone, Mapoles, Overstreet, Plympton, Rowe, Roland, Russell, Singletary, Stokes, Taylor, Wilson—22.

Nays—Messrs. Bradshaw, Epperson and Shelley—3.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

House Bill No. 187:

A bill to be entitled An Act to amend Sections 3112 and 3113 of the Revised General Statutes of Florida.

Was taken up and read the third time in full.

Upon the passage of House Bill No. 187, the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Butler, Calkins, Campbell, Cooper, Hulley, Johnson, Knight, Lindsey, Lowry, Malone, Mapoles, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Taylor, Wilson—24.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Senate Bill No. 236 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill Nos. 123, 267 were taken up in their order and the consideration of the same was temporarily passed over.

Mr. O. M. Eaton, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 20, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Concurrent Resolution No. 10):

Whereas, From the large amount of evidence submitted by petition of reputable citizens of the State of Florida, to the Land Department of the State of Florida, it appears that when Sections twenty-two (22), twenty-five (25), twenty-seven (27), thirty-four (34) and thirty-five (35) in Township thirty-seven (37) south, Range thirty-five (35) East, were graded, numerous errors were made in that certain of the said lands were designated as high lands when they should have been designated as swamp and overflowed lands; and Whereas, Various citizens of the State of Florida have acquired title in portions of the said lands under misapprehensions which they were not responsible for; and Whereas, Certain portions of the said lands have been entered and granted as homestead which were clearly covered by the Swamp Land Grant Act of 1850; and Whereas, Through all these mistakes and errors in grading and classification various citizens of the State of Florida are about to be deprived of lands that they entered in good faith and had a reasonable right to believe that they would in due course acquire a perfect title thereto; and Whereas, a great injustice will be perpetrated on these citizens if the present grade and classification is allowed to stand, which is not the pur-

100—S. J.

pose of the Federal or State Governments if errors have been made therein; now, therefore, in order that justice may be done to all parties concerned and a thorough and correct status of these lands ascertained, and other lands in the same community.

Have carefully examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of the Joint Committee on the Part of the Senate.

The resolution contained in the above report was duly signed by the President and the Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Bill No. 363):

An Act to incorporate and establish a municipal government for the Town of Monticello, in the County of Jefferson, and State of Florida, provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town.

Have carefully examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith

present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of the Joint Committee on the Part of the Senate.

The bill contained in the above report was duly signed by the President and the Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. O. M. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 20, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(House Bill No. 698):

An Act to authorize and empower the Board of Bond Trustees of Special Road and Bridge District No. 1, of Alachua County, to use the money arising from the special levy upon the tax roll of said county for the year 1919, to pay the interest on the bonds provided for by Chapter 7414, Acts 1917, and also to amend Section 3 of Chapter 8216, Acts 1919.

Also—

(House Bill No. 649):

An Act to amend Sections 1, 23, 43 and 54 of Chapter 8377 of the Laws of Florida, Acts of 1919, being An Act entitled: "An Act to establish, organize and constitute a municipality to be known and designated as the City of Vero, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges." Approved June 10, 1919.

Also—

(House Bill No. 566):

An Act for the relief of citizens of Jackson County who provided funds to complete the cattle dipping in said

county for the season of 1919-1920 and to authorize the County Commissioners to levy a tax for the payment of the notes given to banks in said county by said citizens for said purpose.

Also—

(House Bill No 578) :

An Act to authorize the County of Leon, in the State of Florida, to borrow four thousand dollars to be used in completion of the repair work on the rocked portion of the public road known as the Tallahassee-Woodville Road, and to issue interest-bearing time warrants for such loan.

Also—

(House Bill No. 597) :

An Act legalizing, validating and confirming the assessments and levies of taxes, by the City of Jasper, Florida, for the years 1916, 1917, 1918, 1919 and 1920, and all tax sales of said city for said years, and all tax certificates issued thereon to, and now held by said city unredeemed.

Also—

(House Bill No. 583) :

An Act authorizing the City of Marianna to provide for the construction, repair, alteration and maintenance of sidewalks for pedestrians, adjacent to private property along the public streets and thoroughfares of the city, and to make the cost thereof a lien upon the abutting property and issue lien certificates against such property therefor, and validating existing ordinances of the city relating to sidewalk construction, repair, alteration and maintenance not in conflict with any provision of the Constitution, or of the city's present charter and this Special Act.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of the Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and the Secretary of the Senate in open

session and ordered referred to the Chairman of the Joint Committee on the part of the Senate, to be conveyed to the Governor for his approval.

Mr. O. M. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 20, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(House Bill No. 544) :

An Act to ratify, confirm and legalize, in every wise, the Acts and doing of the County Board of Public Instruction of Clay County, Florida, relative to issuance of fifteen thousand dollars (\$15,000.00) interest-bearing time warrants, under Chapter 8009, Laws of Florida, Acts of A. D. 1919, authorizing the same and to ratify, confirm and validate said interest time warrants issued or to be issued under said Chapter 8009, Laws of Florida.

Also—

(House Bill No. 585) :

An Act authorizing Jackson County to issue time warrants for the purpose of paying its one-third part of the cost of street paving around the county court house property in the City of Marianna.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of the Joint Committee on the Part
of the Senate.

The bills contained in the above report were duly signed by the President and the Secretary of the Senate in open session and ordered referred to the Chairman of

the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

By consent—

Mr. O. M. Eaton, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber.
Tallahassee, Fla., May 20, 1921.

*Hon. W. A. MacWilliams,
President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(House Bill No. 698):

An Act to authorize and empower the Board of Bond Trustees of Special Road and Bridge District No. 1 of Alachua County, to use the money arising from the special levy upon the tax roll of said county for the year 1919, to pay the interest on the bonds provided for by Chapter 7414, Acts 1917, and also to amend Section 3 of Chapter 8216, Acts 1919.

Also—

(House Bill No. 649):

An Act to amend Sections 1, 23, 43 and 54 of Chapter 8377 of the Laws of Florida, Acts of 1919, being An Act entitled: "An Act to establish, organize and constitute a municipality to be known and designated as the City of Vero, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges," approved June 10th, 1919.

Also—

(House Bill No. 566):

An Act for the relief of citizens of Jackson County who provided funds to complete the cattle dipping in said county for the season of 1919-1920, and to authorize the County Commissioners to levy a tax for the payment of the notes given to banks in said county by said citizens for said purpose.

Also—

(House Bill No. 578):

An Act to authorize the County of Leon, in the State of Florida, to borrow four thousand dollars to be used in

completion of the repair work on the rocked portion of the public road known as the Tallahassee-Woodville Road, and to issue interest-bearing time warrants for such loan.

Also—

(House Bill No. 597):

An Act legalizing, validating and confirming the assessments and levies of taxes by the City of Jasper, Florida, for the years 1916, 1917, 1918, 1919 and 1920, and all tax sales of said city for said years, and all tax sale certificates issued thereon to, and now held by said city unredeemed.

Also—

(House Bill No. 583):

An Act authorizing the City of Marianna to provide for the construction, repair, alteration and maintenance of sidewalks for pedestrians, adjacent to private property along the public streets and thoroughfares of the city, and to make the cost thereof a lien upon the abutting property and issue lien certificates against such property therefor, and validating existing ordinances of the City relating to sidewalk construction, repair, alteration and maintenance not in conflict with any provision of the Constitution, or of the city's present charter and this Special Act.

Beg leave to report that the same have been this day duly presented to the Governor for his approval.

Very respectfully,

O. M. EATON,

Chairman of the Joint Committee on the Part
of the Senate.

By consent—

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on Part of the Senate, submitted the following report.

Senate Chamber,
Tallahassee, Fla., May 20, 1921.

*Hon. W. A. MacWilliams,
President of the Senate.*

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(House Bill No. 544):

An Act to ratify, confirm and legalize, in every wise, the acts and doings of the County Board of Public Instruction, of Clay County, Florida, relative to issuance of fifteen thousand dollars (\$15,000.00) interest-bearing time warrants, under Chapter 8009, Laws of Florida, Acts of A. D. 1919, authorizing the same and to ratify, confirm and validate said interest time warrants issued or to be issued under said Chapter 8009, Laws of Florida.

Also—

(House Bill No. 585):

An Act authorizing Jackson County to issue time warrants for the purpose of paying its one-third part of the cost of street paving around the County Court House property in the city of Marianna.

Beg leave to report that the same have been this day duly presented to the Governor for his approval.

Very respectfully,

O. M. EATON,

Chairman of the Joint Committee on the Part of the Senate.

CONSIDERATION OF BILLS ON SECOND READING.

Senate Bill No. 63 was taken up in its order and the consideration of the same was temporarily passed over.

By consent—

Mr. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 294:

A bill to be entitled An Act to fix and determine the compensation and remuneration of all county officials in the State of Florida now paid in whole or in part by fees and commissions; to require reports by said officials; to provide for the duty of the Board of County Commis-

sioners and State Comptroller in reference thereto; to provide for the distribution of money collected hereunder, and to provide for the auditing of the accounts of said offices.

Have had the same under consideration and find the same correctly engrossed.

Very respectfully,

E. P. WILSON,

Chairman of Committee.

And Senate Bill No. 294, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Senate Bill No. 55:

A bill to be entitled An Act to abolish the State Board of Control, created by Chapter 5384, Laws of Florida, Acts of 1905, and to prescribe certain powers and duties to be had and exercised by the State Board of Education of the State of Florida.

Was taken up, together with the motion to indefinitely postpone the bill, which was pending.

The question was put on the motion to indefinitely postpone the bill.

Upon which a yea and nay vote was demanded.

The roll was called, and the vote was:

Yeas—Messrs. Anderson, Butler, Calkins, Campbell, Cooper, Eaton, Hulley, Igou, Lowry, Malone, Mapoles, Overstreet, Plympton, Roland, Shelley, Stokes, Taylor, Turnbull—18.

Nays—Mr. President, Messrs. Bradshaw, Epperson, Knight, Lindsey, Rowe, Russell, Singletary—9.

So the bill was indefinitely postponed.

Mr. Johnson announced that he was paired with Senator Crosby on the motion to indefinitely postpone Senate Bill No. 55; that if Senator Crosby was present he would vote "Yea" and he (Mr. Johnson) would vote "No."

Mr. Mapoles moved to reconsider the vote by which the motion to indefinitely postpone Senate Bill No. 55 was not agreed to.

Which motion to reconsider was laid over under the rules.

By consent—

Mr. Turnbull, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Judiciary "A," to whom was referred—

House Bill No. 674:

A bill to be entitled An Act providing for an excise tax upon the sale or use of gasoline and oils; providing for collection and application of such tax and making it unlawful to sell gasoline below a certain grade without notifying the purchaser thereof; providing penalties for violations of this Act, and for other purposes.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,
THEO. T. TURNBULL,
Chairman of Committee.

And House Bill No. 674, contained in the above report, was placed on the table under the rule.

By consent—

Mr. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 434:

A bill to be entitled An Act in relation to the powers and government of the City of Pensacola; the issuance of certificates of the indebtedness in anticipation of collection of back taxes; the redemption of the property sold for non-payment of taxes to validation of certain special improvement bonds of said city; the issuance of bonds for the extension and improvement of the city's streets and of its sewerage, drainage and water system;

and to further amend and supplement the charter of said city and provide for the exercise of powers vested for municipal purposes.

Have had the same under consideration and find the same correctly engrossed.

Very respectfully,
E. P. WILSON,
Chairman of Committee.

And Senate Bill No. 435, contained in the above report, was referred to the Committee on Enrolled Bills.

Mr. MacWilliams moved to waive the rules and that the Senate take up—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

Pertaining to a House Resolution.

Which was agreed to by a two-thirds vote.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 21, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

House Concurrent Resolution No. 19:

Inviting Senator Park Trammell to address the Legislature Monday night, May 23, at 8:30 o'clock.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,
B. A. MEGINNISS,

Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 19, contained in the above message, was read the first time.

Mr. MacWilliams moved that the rules be waived and House Concurrent Resolution No. 19 be read a second time.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 19 was read a second time.

The question was put upon the adoption of the Resolution.

The Resolution was adopted.

And the same was ordered to be certified to the House of Representatives.

By unanimous consent—

Mr. Igou introduced—

Senate Bill No. 470:

A bill to be entitled An Act to repeal Section 1019, and to amend Sections 1006, 1007, 1009, 1011, 1013, 1014, 1015, 1017, 1018, 1023, 1031, 5309 and 5605 of the Revised General Statutes of Florida, relating to the operation of motor vehicles, trailers, semi-trailers and motorcycle side-cars.

Which was read the first time by its title.

Mr. Igou moved that the rules be waived and that Senate Bill No. 470 be placed on the Calendar of Bills on the second reading without reference.

Which was agreed to by a two-thirds vote.

And the bill was placed on the Calendar of Bills on the second reading without reference.

Mr. Igou moved that 200 copies of the bill be printed.

Which was agreed to.

By consent—

Mr. Weaver introduced—

Senate Bill No. 471:

A bill to be entitled An Act to require common carriers to furnish cars or other means of transportation when requested so to do by any person wishing to make a shipment of perishable property in car-load lots, and provide penalties for failures to comply with this Act.

Which was read the first time by its title and referred to the Committee on Public Utilities.

By consent—

Mr. Plympton introduced—

Senate Bill No. 472:

A bill to be entitled An Act to provide a method where-

by foreign corporations heretofore appointed as executors or trustees, by residents of this State, may act as executors, or testamentary trustees, or both, in this State.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By consent—

Mr. Taylor introduced—

Senate Bill No. 473:

A bill to be entitled An Act amending Section 4874 of the Revised General Statutes of the State of Florida, relating to the duties and fees of inspectors of marks and brands of live stock.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By consent—

Mr. Stokes introduced the following resolution:

Senate Resolution No. 19.

Resolved by the Senate of the State of Florida, That we have learned with profound regret of the death of Chief Justice Edward Douglass White, and recognizing in him one of the nation's greatest citizens, a profound jurist, a learned scholar, whose character was above reproach and whose patriotism was beyond question, and in whose death the country has lost one of its stabilizing forces, as a mark of respect it is ordered that this resolution be spread upon the Journal and that when the Senate adjourns it shall adjourn to reconvene at 4 P. M. Monday, May 23, 1921.

Which was read.

Mr. Stokes moved the adoption of the resolution.

Which was agreed to.

Mr. Rowe moved that the rules be waived and that Senate Bill No. 118 be taken up for the purpose of reconsideration and withdrawing certain amendments, adopted by the Senate.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 118, as amended, was placed before the Senate.